IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.451 OF 2007

Vasantrao Ramchandra Desai ...Petitioner

V/s.

The State of Maharashtra & Anr. ...Respondents

Mr.V.V. Purwant i/b. Amit. B. Borkar for Petitioner.
Mr.S.S. Pednekar APP for State.

CORAM : V.M. KANADE, J.

DATED : 4th AUGUST, 2007.

P.C:-

1. Heard learned counsel for the Petitioner.

2. The Petitioner is challenging the order of issuance of process passed by the Judicial Magistrate and the order passed by the Revisional Court rejecting revision application which was filed against the issuance of process.

3. It is case of the Petitioner that cheque in question was given only towards securities. Understanding between the parties was that the cheque was not to be deposited in the bank. Sessions Court has

observed that question whether cheque was given as a security of an amount would only to be decided after evidences were adduced by both the parties. Therefore, Revision application was dismissed.

4. I do not see any infirmity in the said order which was passed by the Sessions Court, Kolhapur. Hence, there is no merit in the submissions made by the learned counsel for the Petitioner. Petition is dismissed accordingly.

V.M. KANADE, J.